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20 **UNITED STATES DISTRICT COURT**

21 **CLARK COUNTY, NEVADA**

| | |
|---|---------------------------------------|
| 22 CODY SMITH, a minor, by and through) | CASE NO: 2:08-ev-0379 |
| 23 his Natural Parent and Guardian) | |
| 24 KATHRYN SMITH,) | ORDER RE: EXPARTE MOTION TO |
| 25 Plaintiff) | RELEASE FUNDS IN BLOCKED TRUST |
|) | ACCOUNT |
| vs.) | |
|) | |
| PROGRESSIVE SPECIALTY) | |
| INSURANCE COMPANY, a) | |
| corporation; and DOES I through X,) | |
| inclusive and ROE CORPORATIONS I-) | |
| X, inclusive,) | |
|) | |
| Defendants) | |

26 This matter having been presented in Room 3005, Honorable ROBERT J. JOHNSTON,
27 Magistrate presiding, no parties present on Plaintiff's Ex Parte Motion to Release Funds in
28 Blocked Trust Account No. XXXXXXXXXXXXXXX7991 to CODY SMITH now eighteen years of age.

1 The Court having read all the pleadings and papers, and GOOD CAUSE APPEARING
2 THEREFORE,

IT IS HEREBY ORDERED, that Plaintiff's Ex Parte Motion to Release Funds in Blocked Trust Account is GRANTED, and

IT IS HEREBY ORDERED, that Bank of America shall release funds in account XXXXXXXXXXXX7991 to CODY SMITH.

DATED this 27th day of October, 2011.

US DISTRICT COURT JUDGE

Submitted by:

G. DALLAS HORTON & ASSOCIATES

G. DALLAS HORTON, ESO.

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